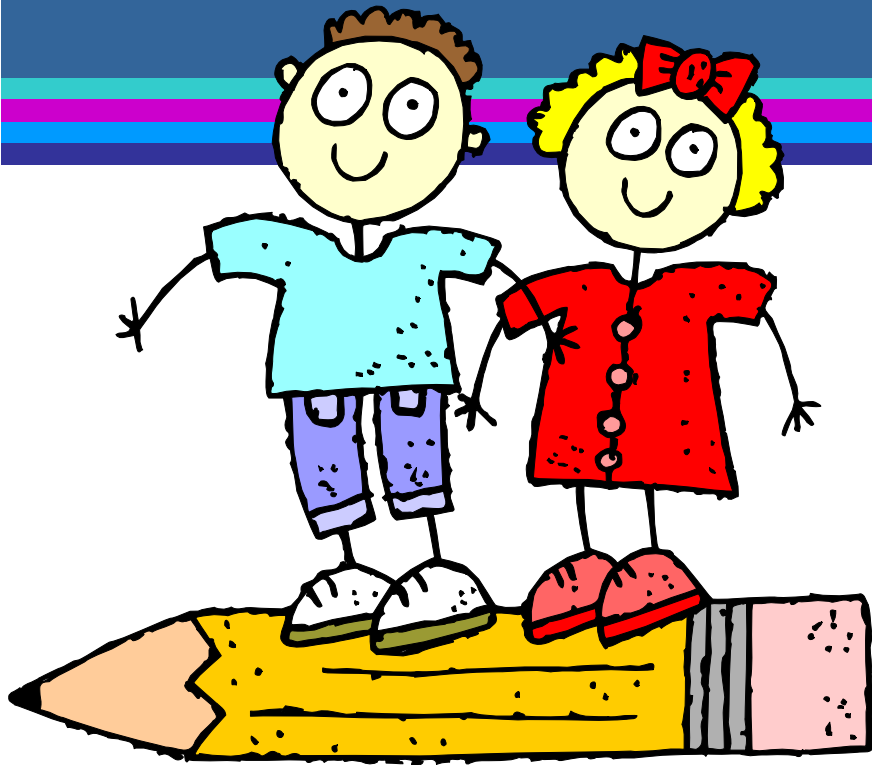


INDIVIDUALS WITH DISABILITIES EDUCATION ACT (IDEA)



Parentally Placed
Children with
Disabilities in
Private Schools

IDEA '97 and Part B Regulations

- Do not alter or diminish LEA's obligations to ensure the equitable participation of parentally placed private school children with disabilities in programs assisted or carried out under Part B.
- Parentally placed private school students with disabilities do not have an individual entitlement to services under IDEA.

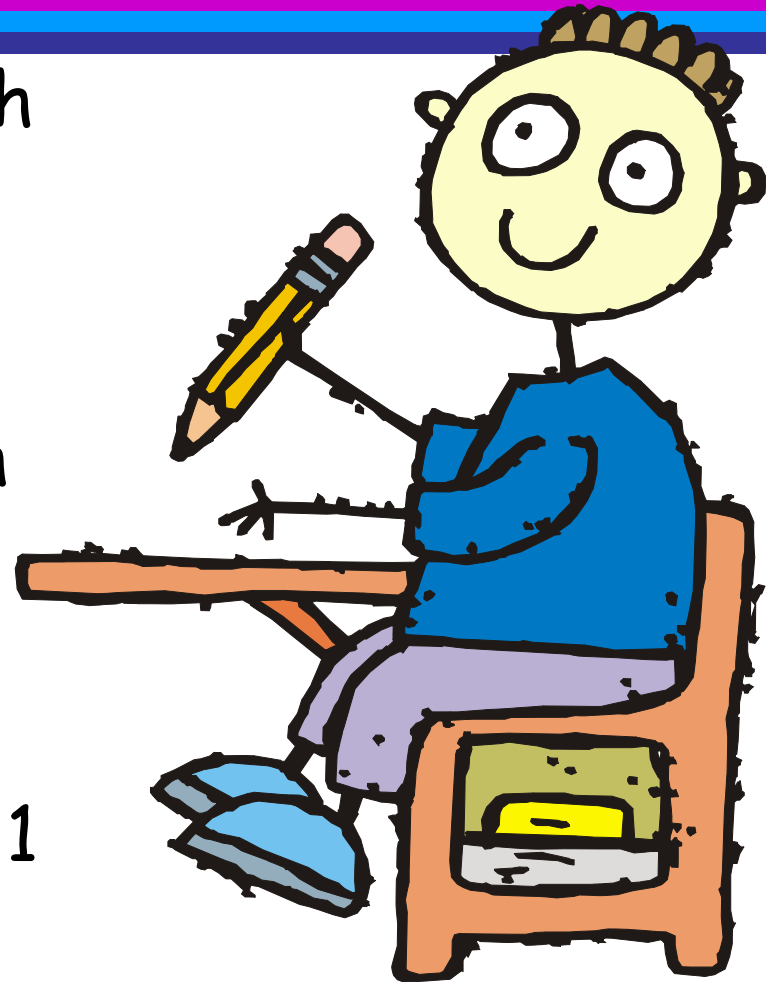
Child Find

- Child find activities must be comparable to those for public school students.
- Child find activities must be developed in consultation with private school officials to assure access.
- Child counts are used to determine the portion of federal IDEA funds to be used to serve private school students with disabilities.
- Due process rights of parents of parentally placed private school children with disabilities apply only to child find and evaluation.



Annual Count of Children with Disabilities

- LEA officials must consult with representatives of private school children about how to conduct the annual child count of private school children with disabilities.
- Yearly child counts for public and private schools must be conducted on same date (Dec. 1 or the last Friday in Oct.).



Federal Funds



- The LEA must spend a proportionate share of its federal IDEA funds on services to parentally placed children with disabilities in private schools.
- The costs associated with child find for private school students with disabilities cannot be considered in determining the proportionate share.

State and Local Funds

- State and local funds may be used to provide services to private school students with disabilities.
- States and local education agencies may provide services to students with disabilities in excess of those required under Part B.



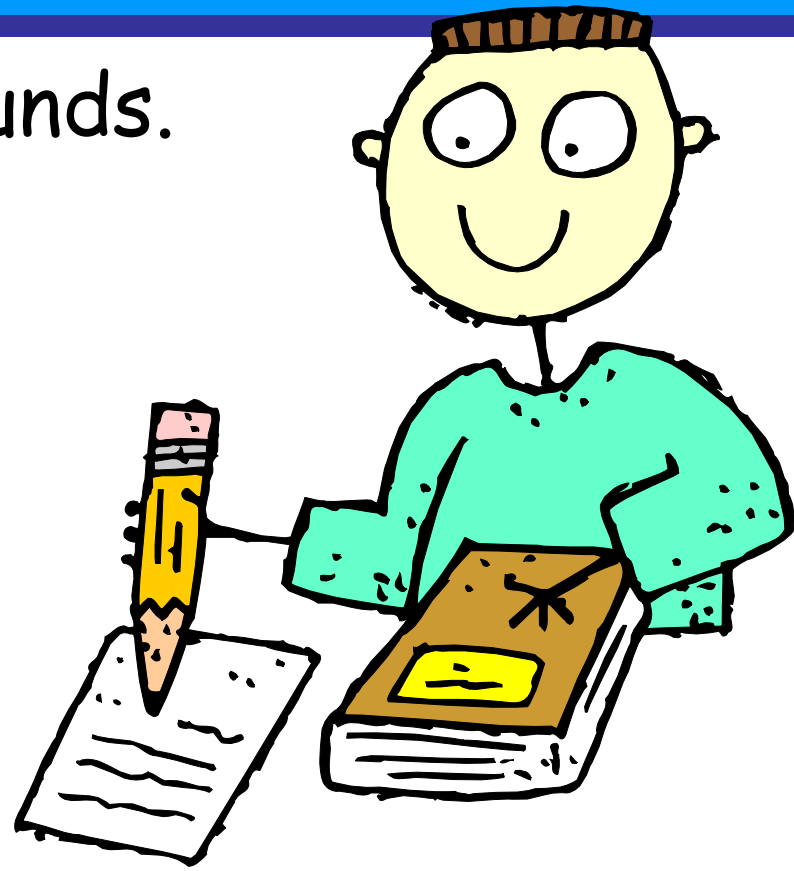
Consultation with Representatives of Parentally Placed Private School Children

- "Timely and meaningful"
- Which children will receive services?
- What services will be provided?
- How will the services be provided?
- Where will the services be provided?
- How will the services be evaluated?



Consultation takes place in light of....

- Available federal IDEA funds.
- Number of private school students with disabilities.
- Location of private school students with disabilities.
- Needs of private school students with disabilities.



Services Plan



- Each parentally placed private school child with disabilities who will receive services under IDEA must have a services plan.
- A services plan describes the specific special education and related services the LEA will provide.

Services Plan (cont.)

- Must, to the extent appropriate, meet the content requirements of an IEP.
- Must, to the extent appropriate, be developed, reviewed, and revised consistent with IEP procedures.
- LEA must ensure that a private school representative attends or otherwise provides input.
- Due process rights for parents do not apply to services plans.
- State complaint procedures exist to resolve issues.



Location of Services

- Services may be on-site at the private school, including religiously-affiliated private schools, to the extent consistent with law.
- To the extent possible, LEAs are encouraged to provide services at the private school.



Transportation

- If services are not on the private school site, transportation must be provided if necessary for the child to benefit from or participate in the services provided under IDEA.
- LEAs are not required to transport children from home to the private school.
- The cost of transportation may be included in the total proportionate share of federal IDEA funds for parentally placed private school students with disabilities.



For More Information

- Office of Non-Public Education (ONPE)
 - 202-401-1365
 - E-mail: OIINANon-PublicEducation@ed.gov
 - Web site: www.ed.gov/offices/OIIA/NonPublic
 - Maureen.dowling@ed.gov
- Office of Special Education Programs (OSEP)
 - 202-205-5507
 - Web site for State contacts:
www.ed.gov/offices/OSERS/OSEP/state_contact_list.html
- IDEA Local Implementation by Local Administrators Partnership (ILIAD) at the Council for Exceptional Children: www.ideapractices.org

